

0104



PO Box 310
Huntington, Utah 84528

Refer to Expandable 09012006
file in C0150018 2006. INCOMING
for additional information

Refer to Confidential 09012006
file in C0150018 2006.
for additional information

September 21, 2006

Utah Coal Program
Division of Oil, Gas and Mining
1594 West North Temple, Suite 1210
P.O. Box 145801
Salt Lake City, Utah 84114-5801

Heating
8/15/2006 OK
#2656

**Subject: Response to the Deficiencies Deer Creek Mine Permit Volume 12 - Mill Fork
Include Mill Fork West Extension Tract LBA/Federal Lease UTU-84285,
Task No.2544, PacifiCorp, Deer Creek Mine, C/015/018, Emery County,
Utah**

PacifiCorp, by and through its wholly-owned subsidiary, Energy West Mining Company ("Energy West") as mine operator, hereby submits responses to the deficiencies of the Deer Creek Mine Mill Fork West Extension Tract LBA. This application was originally submitted (Mill Fork Lease Volume 12) on May 30, 2006. On August 10, 2006, PacifiCorp received the technical review for the Mill Fork West Extension Tract LBA mining application. The Division found deficiencies that needed to be addressed prior to approval. The Division required PacifiCorp to respond to the deficiencies by November 10, 2006.

The following sections of Volume 12 have been updated to reflect concerns listed in the dated August 10, 2006:

**DEER CREEK MINE VOLUME 12 MILL FORK LEASE
TEXT SECTIONS**

Introduction

R645-301-300 Biology Section

R645-301-400 Land Use & Air Quality Section

RECEIVED
SEP 26 2006

DIV. OF OIL, GAS & MINING

Huntington Office:
(435) 687-9821
Fax (435) 687-2695
Purchasing Fax (435) 687-9092

Deer Creek Mine:
(435) 687-2317
Fax (435) 687-2285

MAPS

General Section

General Section Map MFU1837D, (based on conversation with Division staff - removed duplicate information & PE stamp)

General Section Map MFS1838D, (based on conversation with Division staff - removed duplicate information & PE stamp)

Soils Section

Soils Section Map MFS1834B, (based on conversation with Division staff - removed duplicate information & PE stamp)

Biology Section

Biology Section Map MFS1821D, (based on conversation with Division staff - removed duplicate information & PE stamp)

Biology Section Map MFS1849B, (based on conversation with Division staff - removed duplicate information & PE stamp)

Biology Section Map MFS1822B, (based on conversation with Division staff - removed duplicate information & PE stamp)

Biology Section Map MFS1852B, revised to include goshawk nests, ** Private and Confidential Volume: DOGM Only **

Land Use & Air Quality Section

Land Use & Air Quality Section Map MFS1835B, (based on conversation with Division staff - removed duplicate information & PE stamp)

Land Use & Air Quality Section Map MFS1836B, revised to statement clarifying color coding

Land Use & Air Quality Section Map MFS1856B, include Federal Lease UTU-84285, legend revised to clarify color coding

Engineering Section

Engineering Section Map MFS1839D, include Federal Lease UTU-84285, revised to include goshawk nests, ** Private and Confidential Volume: DOGM Only *

Geology Section

Geologic Section Map MFS1824D, revised to include correct Blind Canyon layout

Geologic Section Map MFU1827D, revised to include correct Blind Canyon layout

Geologic Section Map MFU1826D, revised to include correct Blind Canyon layout

Hydrology Section

Hydrologic Section Map MFS1830D, Spring UJV-213 added to monitoring

Hydrologic Section Map MFS1831D, Spring UJV-213 added to monitoring

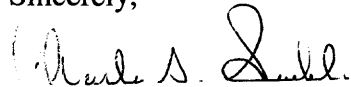
Hydrologic Section Map MFS1832D, Spring UJV-213 added to monitoring

Hydrologic Section Map MFS1851D, Spring UJV-213 added to monitoring

Deer Creek Mine Volume 12
Mill Fork West Extension LBA Amendment
September 21, 2006
Page 3

Attached are the required C1 and C2 forms along with five (5) redline copies of the amended text sections and 2 (two) copies of the maps. Along with the paper copies, Energy West has provided five (5) compact disks of the complete amendment. If you have any questions or concerns regarding this document, please contact myself at (435) 687-4720 or Dennis Oakley at (435) 687-4825.

Sincerely,



Charles A. Semborski
Manager Geology/Permitting

Enclosure: Amendment to Volume 12 & Private and Confidential volumes (including compact disks)
C1/C2 Forms

Cc: Doug Johnson (EWMC, w/o encl.)
File

J:\Environmental\PERMITS\DeerCreekMine\AMENDMNT\2006\Mill Fork Lease\Mill Fork West Extension LBA
Federal Lease UTU-84285\Cover Letter September 21 2006.wpd

APPLICATION FOR COAL PERMIT PROCESSING

Permit Change ☒ New Permit ☐ Renewal ☐ Exploration ☐ Bond Release ☐ Transfer ☐

Permittee: PacifiCorp

Mine: Deer Creek Mine

Permit Number: C/015/018

Title: Include Mill Fork West Extension LBA/Federal Lease UTU-84285, Task 2544

Description, Include reason for application and timing required to implement:

Revise Volume 12 To Include Federal Lease UTU-84285, Update Mill Fork Area Permit Boundary

Instructions: If you answer yes to any of the first eight (gray) questions, this application may require Public Notice publication.

- ☒ Yes ☐ No 1. Change in the size of the Permit Area? Acres: 213.57 Disturbed Area: ☒ increase ☐ decrease.
- ☐ Yes ☒ No 2. Is the application submitted as a result of a Division Order? DO#
- ☐ Yes ☒ No 3. Does the application include operations outside a previously identified Cumulative Hydrologic Impact Area?
- ☐ Yes ☒ No 4. Does the application include operations in hydrologic basins other than as currently approved?
- ☐ Yes ☒ No 5. Does the application result from cancellation, reduction or increase of insurance or reclamation bond?
- ☐ Yes ☒ No 6. Does the application require or include public notice publication?
- ☐ Yes ☒ No 7. Does the application require or include ownership, control, right-of-entry, or compliance information?
- ☐ Yes ☒ No 8. Is proposed activity within 100 feet of a public road or cemetery or 300 feet of an occupied dwelling?
- ☐ Yes ☒ No 9. Is the application submitted as a result of a Violation? NOV #
- ☐ Yes ☒ No 10. Is the application submitted as a result of other laws or regulations or policies?
- Explain:* _____
- ☐ Yes ☒ No 11. Does the application affect the surface landowner or change the post mining land use?
- ☒ Yes ☐ No 12. Does the application require or include underground design or mine sequence and timing? (Modification of R2P2)
- ☐ Yes ☒ No 13. Does the application require or include collection and reporting of any baseline information?
- ☐ Yes ☒ No 14. Could the application have any effect on wildlife or vegetation outside the current disturbed area?
- ☐ Yes ☒ No 15. Does the application require or include soil removal, storage or placement?
- ☐ Yes ☒ No 16. Does the application require or include vegetation monitoring, removal or revegetation activities?
- ☐ Yes ☒ No 17. Does the application require or include construction, modification, or removal of surface facilities?
- ☐ Yes ☒ No 18. Does the application require or include water monitoring, sediment or drainage control measures?
- ☒ Yes ☐ No 19. Does the application require or include certified designs, maps or calculation?
- ☐ Yes ☒ No 20. Does the application require or include subsidence control or monitoring?
- ☐ Yes ☒ No 21. Have reclamation costs for bonding been provided?
- ☐ Yes ☒ No 22. Does the application involve a perennial stream, a stream buffer zone or discharges to a stream?
- ☐ Yes ☒ No 23. Does the application affect permits issued by other agencies or permits issued to other entities?

Please attach four (4) review copies of the application. If the mine is on or adjacent to Forest Service land please submit five (5) copies, thank you. (These numbers include a copy for the Price Field Office)

I hereby certify that I am a responsible official of the applicant and that the information contained in this application is true and correct to the best of my information and belief in all respects with the laws of Utah in reference to commitments, undertakings, and obligations, herein.

Charles A. Semborski
Print Name

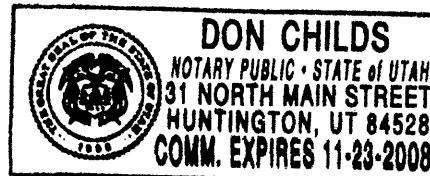
Charles A. Semborski Geology/Permitting Supervisor 9-25-06
Sign Name, Position, Date

Subscribed and sworn to before me this 25th day of SEPTEMBER, 2006

[Signature]
Notary Public

My commission Expires: 11/23, 2008

Attest: State of UTAH } ss:
County of EMERY



For Office Use Only:

Assigned Tracking
Number:

Received by Oil, Gas & Mining

RECEIVED
SEP 26 2006

DIV. OF OIL, GAS & MINING

APPLICATION FOR COAL PERMIT PROCESSING

Detailed Schedule Of Changes to the Mining And Reclamation Plan

Permittee: PacifiCorp

Mine: Deer Creek Mine

Permit Number: C/015/0018

Title: Include Mill Fork West Extension LBA/Federal Lease UTU-84285

Provide a detailed listing of all changes to the Mining and Reclamation Plan, which is required as a result of this proposed permit application. Individually list all maps and drawings that are added, replaced, or removed from the plan. Include changes to the table of contents, section of the plan, or other information as needed to specifically locate, identify and revise the existing Mining and Reclamation Plan. Include page, section and drawing number as part of the description.

DESCRIPTION OF MAP, TEXT, OR MATERIAL TO BE CHANGED

<input type="checkbox"/> Add	<input type="checkbox"/> Replace	<input type="checkbox"/> Remove	TEXT SECTIONS
<input type="checkbox"/> Add	<input checked="" type="checkbox"/> Replace	<input type="checkbox"/> Remove	Volume 12, Introduction Section - Replace Entire Section
<input type="checkbox"/> Add	<input checked="" type="checkbox"/> Replace	<input type="checkbox"/> Remove	Volume 12, Soils Section - Replace Entire Section
<input type="checkbox"/> Add	<input checked="" type="checkbox"/> Replace	<input type="checkbox"/> Remove	Volume 12, Biology Section - Replace Entire Section
<input type="checkbox"/> Add	<input checked="" type="checkbox"/> Replace	<input type="checkbox"/> Remove	Volume 12, Land Use & Air Quality Section - Replace Entire Section

MAPS

<input type="checkbox"/> Add	<input checked="" type="checkbox"/> Replace	<input type="checkbox"/> Remove	General Section Map MFU1837D
<input type="checkbox"/> Add	<input checked="" type="checkbox"/> Replace	<input type="checkbox"/> Remove	General Section Map MFS1838D
<input type="checkbox"/> Add	<input checked="" type="checkbox"/> Replace	<input type="checkbox"/> Remove	Soils Section Map MFS1834B
<input type="checkbox"/> Add	<input checked="" type="checkbox"/> Replace	<input type="checkbox"/> Remove	Biology Section Map MFS1821D
<input type="checkbox"/> Add	<input checked="" type="checkbox"/> Replace	<input type="checkbox"/> Remove	Biology Section Map MFS1849B
<input type="checkbox"/> Add	<input checked="" type="checkbox"/> Replace	<input type="checkbox"/> Remove	Biology Section Map MFS1822B
<input type="checkbox"/> Add	<input checked="" type="checkbox"/> Replace	<input type="checkbox"/> Remove	Biology Section Map MFS1852B ** Located in Private and Confidential Volume: DOGM Only **
<input type="checkbox"/> Add	<input checked="" type="checkbox"/> Replace	<input type="checkbox"/> Remove	Land Use & Air Quality Section Map MFS1835B
<input type="checkbox"/> Add	<input checked="" type="checkbox"/> Replace	<input type="checkbox"/> Remove	Land Use & Air Quality Section Map MFS1836B
<input type="checkbox"/> Add	<input checked="" type="checkbox"/> Replace	<input type="checkbox"/> Remove	Land Use & Air Quality Section Map MFS1856B
<input type="checkbox"/> Add	<input checked="" type="checkbox"/> Replace	<input type="checkbox"/> Remove	Engineering Section Map MFS1839D ** Located in Private and Confidential Volume: DOGM Only**
<input type="checkbox"/> Add	<input checked="" type="checkbox"/> Replace	<input type="checkbox"/> Remove	Geologic Section Map MFS1824D
<input type="checkbox"/> Add	<input checked="" type="checkbox"/> Replace	<input type="checkbox"/> Remove	Geologic Section Map MFU1827D
<input type="checkbox"/> Add	<input checked="" type="checkbox"/> Replace	<input type="checkbox"/> Remove	Geologic Section Map MFU1826D
<input type="checkbox"/> Add	<input checked="" type="checkbox"/> Replace	<input type="checkbox"/> Remove	Hydrologic Section Map MFS1830D
<input type="checkbox"/> Add	<input checked="" type="checkbox"/> Replace	<input type="checkbox"/> Remove	Hydrologic Section Map MFS1831D
<input type="checkbox"/> Add	<input checked="" type="checkbox"/> Replace	<input type="checkbox"/> Remove	Hydrologic Section Map MFS1832D
<input type="checkbox"/> Add	<input checked="" type="checkbox"/> Replace	<input type="checkbox"/> Remove	Hydrologic Section Map MFS1851D

Any other specific or special instruction required for insertion of this proposal into the Mining and Reclamation Plan.	Received by Oil, Gas & Mining
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Form DOGM - C2 (Revised March 12, 2002)